UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NATIONAL BEEF PACKING COMPANY, LLC,
Petitioner,

v.

INSTITUTE FOR ENVIRONMENTAL HEALTH, INC.,
Patent Owner.

Case IPR2024-01156
Patent 9,845,486

JOINT MOTION TO TREAT
SETTLEMENT AGREEMENT (EXHIBIT 1036) AS CONFIDENTIAL

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(c), and in conjunction with a separate Joint Motion to Terminate these proceedings filed herewith, Petitioner National Beef Packing Company, LLC ("National Beef" or "Petitioner") and Patent Owner Institute for Environmental Health, Inc. ("IEH" or "Patent Owner") (collectively, the "Parties") jointly request the Settlement Agreement, filed as Exhibit 1065 in IPR2024-00183, IPR2024-00185, and IPR2024-00186 and Exhibit 1036 in IPR2024-01156, be treated as business confidential information and be kept separate from the under lying public files for IPR2024-00183, IPR2024-00185, IPR2024-00186, and IPR2024-01156.

Specifically, the Parties consider the Settlement Agreement to contain highly sensitive business confidential information that would substantially harm their business interests if publicly disclosed. Accordingly, the Settlement Agreement has been filed for access by the "Parties and Board Only." The Parties further jointly request that the Board order that any person or entity making a written request, per 37 C.F.R. § 42.74(c)(1)-(2), for access to the Settlement Agreement, serve such written request upon the Parties on the day the written request is provided to the Board.

Dated: March 3, 2025

By: /Kevin B. Laurence/

Kevin B. Laurence (Reg. No. 38,219)
Lead Counsel for Petitioner

By: /Benjamin J. Byer/

Benjamin J. Byer (Reg. No. 62,106)
Lead Counsel for Patent Owner

CERTIFICATE OF SERVICE

I certify that on March 3, 2025, copies of the foregoing JOINT MOTION TO TREAT SETTLEMENT AGREEMENT (EXHIBIT 1036) AS CONFIDENTIAL and all documents filed with it were served via email to counsel for the Patent Owner, as agreed to by counsel, upon the following counsel for the Patent Owner:

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